

**COUNCIL****Wednesday, 14th October, 2015**

Present:-

The Mayor

Councillors	Bagley	Councillors	T Gilby
	J Barr		Hill
	P Barr		Hitchin
	Bellamy		Hollingworth
	Blank		Huckle
	Borrell		J Innes
	Brady		P Innes
	Brittain		Ludlow
	Burrows		Miles
	Callan		A Murphy
	Catt		T Murphy
	D Collins		Niblock
	L Collins		Parsons
	Davenport		Perkins
	Derbyshire		Redihough
	Dickinson		Sarvent
	A Diouf		Serjeant
	V Diouf		Simmons
	Dyke		Slack
	Flood		Wall
	P Gilby		

**30 MINUTES****RESOLVED -**

That the Minutes of the meetings of the Council held on 22 July and 28 September, 2015 be approved as a correct record and be signed by the Chair.

**31 MAYOR'S COMMUNICATIONS**

The Mayor referred to the following Mayoral engagements:

- Hosting a visit to the Mayoral Parlour for children from Chernobyl.
- Starting the Chesterfield and Derbyshire Marathon and awarding the prizes to the winners.

The Mayor also referred to recent and upcoming fundraising events for the Mayor's appeal.

**32 APOLOGIES FOR ABSENCE**

Apologies were received from Councillors Brown, Brunt Caulfield, Elliott and Rayner.

**33 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

**34 PUBLIC QUESTIONS TO THE COUNCIL**

There were no questions.

**35 PETITIONS TO COUNCIL**

In accordance with Standing Order No.13 Council debated the following petition received from the Chesterfield College National Citizen Service group on 24 August, 2015: -

The National Citizen Service Group from Chesterfield College would like to raise our concerns about legal highs being used in public places to Chesterfield and petition the Council to ban the use of legal highs in public places in Chesterfield.

The petition contained in excess of 1,000 signatures; therefore it was referred to Council to be debated in accordance with the Council's petition scheme and Standing Order No.13.

Ms Laura Ratcliffe, representing the Chesterfield College National Citizen Service group attended Council to present the petition and answer Member's questions.

#### **RESOLVED -**

1. That the Council receives and notes the petition to ban the use of legal highs in Chesterfield.
2. That the petition and tonight's debate at Full Council be taken into account by the Chesterfield Community Safety Partnership when implementing the Psychoactive Substances Act post April 2016.
3. That the inclusion of psychoactive substances as a potential ground for prohibition within future public space protection orders applicable to Chesterfield is actively investigated.
4. That the Chesterfield Community Safety Partnership actively engages the local national citizens' service group in developing an educational campaign to highlight the dangers and impact of psychoactive substances on the quality of life of our communities.

#### **36 QUESTIONS TO THE LEADER**

Under Standing Order No.14 Members asked the Leader the following questions and received verbal responses to their questions.

- Councillor Dickenson asked about the proposed sale of the Ashgate Road Car Park.
- Councillor A Diouf asked about the impact on the town centre of shops closing and relocating to out of town premises.

#### **37 BUDGET MONITORING FOR 2015/16 AND UPDATED MEDIUM TERM FINANCIAL PLAN**

Pursuant to Cabinet Minute No.73 the Chief Finance Officer submitted a report outlining budget variances in the current financial year, highlighting budget issues and providing an update on the medium term financial forecast. A number of measures were also proposed to tackle the forecast deficit positions in the short and medium-term.

**RESOLVED -**

1. That the budget monitoring report for the four months to the end of July 2015 be noted.
2. That short term prudential borrowing be approved in principle at this stage to cover any capital funding deficit caused by the delays in generating capital receipts.
3. That the proposed use of reserves as set out in the report be approved.
4. That the updated medium term forecast, risks and savings targets be noted.
5. That the 2016/17 budget preparation guidelines be approved.
6. That the proposed approach to budget consultation be approved.
7. That the proposed short and medium term actions to address the forecast revenue budget deficits in 2015/16, 2016/17 and 2017/18 be supported.

**38 TREASURY MANAGEMENT REPORT 2014/15 AND MONITORING REPORT 2015/16**

Pursuant to Cabinet Minute No. 74 the Chief Finance Officer submitted a report on the Annual Treasury Management Report for 2014/15 and Treasury Management activities for the first five months of 2015/16.

**RESOLVED -**

1. That the outturn Prudential Indicators for 2014/15, the treasury management stewardship report for 2014/15 and the treasury management position for the first five months of 2015/16 be noted.
2. That the changes to the investment arrangements and limits set out in the report be approved.

**39 COMMUNITY INFRASTRUCTURE LEVY**

Pursuant to Cabinet Minute No.88 the Development and Growth Manager submitted a report informing Members of the outcome of the Community Infrastructure Levy (CIL) public examination and requesting approval for the proposed CIL Charging Schedule, Infrastructure List and Instalments Policy.

**RESOLVED -**

1. That the introduction of the proposed CIL Charging Schedule be approved, and that collection commences from 1 April, 2016.
2. That the proposed CIL Infrastructure List and the proposed CIL Instalments policy be adopted.
3. That the Development and Growth Manager, in consultation with the Deputy Leader and Cabinet Member for Planning, be delegated authority to develop and implement the processes necessary to manage and monitor the collection and spending of CIL receipts.

**40 LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF THE PUBLIC****RESOLVED -**

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business on the grounds it involves the likely disclosure of exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A of the Act.

**41 APPOINTMENT OF INDEPENDENT PERSONS FOR STANDARDS MATTERS**

The Monitoring Officer submitted a report to inform members about the recruitment process for an Independent Person, to be consulted as part of the councillor complaints process and to seek approval for an appointment to be made. This recommended appointment was in addition to the two Independent Persons appointed in October 2014.

**RESOLVED –**

That the applicant recommended by the Chair of the Standards and Audit Committee and by the Monitoring Officer be appointed as an Independent Person for the purpose of giving views on complaints about councillors.

**42 LOCAL GOVERNMENT ACT 1972 - RE-ADMISSION OF THE PUBLIC****RESOLVED -**

That the public be readmitted to the meeting.

**43 MINUTES OF COMMITTEE MEETINGS****RESOLVED -**

That the Minutes of the meetings of the following Committees be noted:-

Appeals and Regulatory Committee of 15, 22 and 29 July, 5 and 19 August and 2, 16, 23 and 30 September, 2015.

Licensing Committee of 16 and 28 September and 2 October, 2015.

Planning Committee of 13 July, 17 August and 3 and 14 September, 2015.

Planning Sub-Committee of 4 September, 2015.

Standards and Audit Committee of 24 June, 22 July and 23 and 25 September, 2015.

**44 MINUTES OF CABINET****RESOLVED -**

That the Minutes of the meetings of the Cabinet of 21 July and 8 and 22 September, 2015 be noted.

45 **MINUTES OF JOINT CABINET AND EMPLOYMENT AND GENERAL COMMITTEE**

**RESOLVED -**

That the Minutes of the meeting of the Joint Cabinet and Employment and General Committee of 14 July, 2015 be noted.

46 **MINUTES OF THE OVERVIEW AND PERFORMANCE SCRUTINY FORUM**

**RESOLVED -**

That the Minutes of the meeting of the Overview and Performance Scrutiny Forum of 8 September, 2015 be approved.

47 **MINUTES OF THE COMMUNITY, CUSTOMER AND ORGANISATIONAL SCRUTINY COMMITTEE**

**RESOLVED -**

That the Minutes of the meeting of the Community, Customer and Organisational Scrutiny Committee of 7 July, 2015 be approved.

48 **MINUTES OF THE ENTERPRISE AND WELLBEING SCRUTINY COMMITTEE**

**RESOLVED -**

That the Minutes for the meeting of the Enterprise and Wellbeing Scrutiny Committee of 28 July, 2015 be approved.

49 **QUESTIONS UNDER STANDING ORDER NO. 19**

There were no questions.